

Operator's "Equivalent Procedure"

(f) Where Boeing Alert Service Bulletin 747-34A2460, Revision 2, dated June 14, 2001; and Boeing Service Bulletin 757-34A0222, Revision 1, dated July 17, 2003; specify that certain actions may be accomplished per an operator's "equivalent procedure": These actions must be accomplished per the chapter of the applicable Boeing 747 or 757 Airplane Maintenance Manual specified in the applicable service bulletin. An operator's "equivalent procedure" cannot be used

unless the operator receives FAA approval for that procedure according to paragraph (h) of this AD.

Actions Accomplished Per Previous Issue of Service Bulletins

(g) Actions accomplished before the effective date of this AD per Boeing Alert Service Bulletin 757-34A0222, dated March 28, 2002; and Boeing Alert Service Bulletin 767-34A0332, dated January 10, 2002; are considered acceptable for compliance with the corresponding actions specified in this AD.

Alternative Methods of Compliance

(h) In accordance with 14 CFR 39.19, the Manager, Seattle Aircraft Certification Office, FAA, is authorized to approve alternative methods of compliance for this AD.

Incorporation by Reference

(i) Unless otherwise specified in this AD, the actions shall be done in accordance with the service information included in Table 4, as follows:

TABLE 4.—SERVICE BULLETINS INCORPORATED BY REFERENCE

Boeing Service Bulletins	Revision	Date
Alert Service Bulletin 747-34A2460	2	June 14, 2001.
Service Bulletin 747-31-2163	Original	February 14, 1991.
Service Bulletin 747-31-2178	Original	July 1, 1993.
Service Bulletin 747-31-2179	Original	May 26, 1994.
Service Bulletin 747-31-2180	Original	March 17, 1994.
Service Bulletin 747-31-2217	Original	May 19, 1994.
Service Bulletin 747-45-2005	Original	February 8, 1990.
Service Bulletin 747-45-2010	Original	December 17, 1992.
Service Bulletin 757-31-0059, including Appendices A, B, and C	3	March 29, 2001.
Service Bulletin 757-34A0222	1	July 17, 2003.
Service Bulletin 767-31-0091, including Appendices A, B, and C	3	April 27, 2000.
Service Bulletin 767-31-0098, including Appendices A, B, and C	2	October 21, 1999.
Service Bulletin 767-31-0099, including Appendices A, B, and C	3	February 8, 2001.
Service Bulletin 767-31-0100, including Appendices A, B, and C	2	July 29, 1999.
Service Bulletin 767-31-0101, including Appendices A, B, and C	Original	July 6, 2000.
Service Bulletin 767-34A0332	1	April 24, 2003.
Special Attention Service Bulletin 747-31-2313	1	September 26, 2002.
Special Attention Service Bulletin 757-31-0068	1	August 29, 2002.
Special Attention Service Bulletin 767-31-0149	1	November 7, 2002.

This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Boeing Commercial Airplanes, P.O. Box 3707, Seattle, Washington 98124-2207. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call (202) 741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

Effective Date

(j) This amendment becomes effective on June 22, 2004

Issued in Renton, Washington, on May 5, 2004.

Ali Bahrami,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.
[FR Doc. 04-10907 Filed 5-17-04; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****14 CFR Part 97**

[Docket No. 30413; Amdt. No. 3096]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective May 18, 2004. The compliance date for each SIAP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of May 18, 2004.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located;

3. The Flight Inspection Area Office which originated the SIAP; or,

4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT:

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd. Oklahoma City, OK. 73169 (Mail Address: PO Box 25082 Oklahoma City, OK. 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some SIAP amendments may have been

previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC, on May 6, 2004.

James J. Ballough,

Director, Flight Standards Service.

Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

■ 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

. . . *Effective June 10, 2004*

Searcy, AR, Searcy Muni, NDB RWY 1, Orig
Searcy, AR, Searcy Muni, NDB RWY 1, Amdt
4, CANCELLED
Windsor Locks, CT, Bradley Intl, COPTER
ILS OR LOC RWY 6, Orig
Miami, FL, Miami Intl, ILS OR LOC RWY 30,
Orig
Miami, FL, Miami Intl, LOC RWY 30, Amdt
6A, CANCELLED
Frankfort, KY, Capital City, RNAV (GPS)
RWY 6, Orig
Frankfort, KY, Capital City, RNAV (GPS)
RWY 24, Orig
Frankfort, KY, Capital City, LOC RWY 24,
Amdt 1
Frankfort, KY, Capital City, VOR RWY 24,
Amdt 2B
Frankfort, KY, Capital City, GPS RWY 6,
Orig, CANCELLED
Frankfort, KY, Capital City, GPS RWY 24,
Orig-A, CANCELLED
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) RWY 5, Amdt 2
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) RWY 18L, Amdt 2
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) RWY 18R, Amdt 2
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) Y RWY 23, Orig
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) Z RWY 23, Orig
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) RWY 36L, Amdt 2
Charlotte, NC, Charlotte/Douglas Intl, RNAV
(GPS) RWY 36R, Amdt 2
Charleston, SC, Charleston Executive, ILS OR
LOC RWY 9, Orig
Bristol/Johnson/Kingsport, TN, Tri-Cities
Rgnl TN/VA, RNAV (GPS) RWY 5, Orig
Bristol/Johnson/Kingsport, TN, Tri-Cities
Rgnl TN/VA, RNAV (GPS) RWY 9, Orig
Bristol/Johnson/Kingsport, TN, Tri-Cities
Rgnl TN/VA, RNAV (GPS) Y RWY 23,
Orig
Bristol/Johnson/Kingsport, TN, Tri-Cities
Rgnl TN/VA, RNAV (GPS) Z RWY 23,
Orig
Bristol/Johnson/Kingsport, TN, Tri-Cities
Rgnl TN/VA, RNAV (GPS) RWY 27, Orig
Oneida, TN, Scott Muni, SDF RWY 23, Amdt
5
Gainesville, TX, Gainesville Muni, NDB RWY
17, Amdt 9
Gainesville, TX, Gainesville Muni, RNAV
(GPS) RWY 17, Orig
Gainesville, TX, Gainesville Muni, GPS RWY
17, Orig-A, CANCELLED
. . . *Effective July 8, 2004*
Goodland, KS, Renner Fld/Goodland Muni,
ILS OR LOC/DME RWY 30, Orig-A
Shreveport, LA, Shreveport Regional, NDB
RWY 14, Amdt 20A

Tulsa, OK, Richard Lloyd Jones Jr, VOR RWY 1L, Amdt 4C

Manassas, VA, Manassas Regional/Harry P. Davis Field, RNAV (GPS) RWY 16L, Orig-A

. . . Effective August 5, 2004

Platinum, AK, Platinum, RNAV (GPS) RWY 13, Orig

Platinum, AK, Platinum, GPS RWY 13, Orig, CANCELLED

Wales, AK, Wales, RNAV (GPS) RWY 18, Orig

Wales, AK, Wales, RNAV (GPS) RWY 36, Orig

Rochester, MN, Rochester Intl, NDB RWY 31, Amdt 22

Rochester, MN, Rochester Intl, VOR/DME RWY 20, Amdt 13B

Rochester, MN, Rochester Intl, ILS OR LOC RWY 13, Amdt 6

Rochester, MN, Rochester Intl, ILS OR LOC RWY 31, Amdt 21

Rochester, MN, Rochester Intl, COPTER ILS OR LOC RWY 31, Amdt 1

Rochester, MN, Rochester Intl, RNAV (GPS) RWY 2, Amdt 1

Rochester, MN, Rochester Intl, RNAV (GPS) RWY 13, Orig

Rochester, MN, Rochester Intl, RNAV (GPS) RWY 20, Orig

Rochester, MN, Rochester Intl, RNAV (GPS) RWY 31, Orig

Oklahoma City, OK, Will Rogers World, RNAV (GPS) RWY 17R, Amdt 1B

Oklahoma City, OK, Will Rogers World, RNAV (GPS) RWY 35L, Amdt 1A

Bristol/Johnson/Kingsport, TN, Tri-Cities Rgnl TN/VA, NDB RWY 5, Amdt 17

Bristol/Johnson/Kingsport, TN, Tri-Cities Rgnl TN/VA, NDB RWY 23, Amdt 19

The FAA published an Amendment in Docket No. 30410, Amdt. No. 3094 to Part 97 of the Federal Aviation Regulations (Vol 69, FR No. 76, Page 21181; dated April 20, 2004) under Section 97.33 effective 10 Jun 2004, which is hereby rescinded:

Urbana, OH, Grimes Field, RNAV (GPS) RWY 2, Orig

Urbana, OH, Grimes Field, RNAV (GPS) RWY 20, Orig

Urbana, OH, Grimes Field, VOR-A, Amdt 5C

[FR Doc. 04-10814 Filed 5-17-04; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 1

[Docket No. 2002N-0278]

Prior Notice of Imported Food Under the Public Health Security and Bioterrorism Preparedness and Response Act of 2002; Extension of Comment Period

AGENCY: Food and Drug Administration, HHS.

ACTION: Interim final rule; extension of comment period.

SUMMARY: The Food and Drug Administration (FDA) is extending to July 13, 2004, the comment period on the prior notice interim final rule (IFR) that appeared in the **Federal Register** of October 10, 2003 (68 FR 58974). The prior notice IFR requires the submission to FDA of prior notice of food, including animal feed, that is imported or offered for import into the United States. FDA reopened the comment period for 30 days in the **Federal Register** of April 14, 2004 (69 FR 19766), to solicit comments on the "Joint FDA-CBP Plan for Increasing Integration and Assessing the Coordination of Prior Notice Timeframes" and to ensure that those who comment on this IFR would have had the benefit of our outreach and education efforts and would have had some experience with the systems, timeframes, and data elements of the prior notice system. In response to a request from the Government of Canada, FDA is extending the comment period for an additional 60 days. Accordingly, the comment period for the prior notice rulemaking, including the comment period for the "Joint FDA-CBP Plan for Increasing Integration and Assessing the Coordination of Prior Notice Timeframes," is extended to July 13, 2004.

DATES: Submit written or electronic comments no later than July 13, 2004.

ADDRESSES: You may submit comments, identified by Docket 2002N-0278, by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.
- Agency Web site: <http://www.fda.gov/dockets/ecomments>. Follow the instructions for submitting comments on the agency Web site.
- E-mail: fdadockets@oc.fda.gov. Include Docket No. 2002N-0278 in the subject line of your e-mail message.
- FAX: 301-827-6870.
- Mail/Hand delivery/Courier [For paper, disk, or CD-ROM submissions]: Division of Dockets Management, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

Instructions: All submissions received must include the agency name and Docket No. or Regulatory Information Number (RIN) for this rulemaking. All comments received will be posted without change to <http://www.fda.gov/dockets/ecomments>, including any personal information provided. For detailed instructions on submitting comments and additional information on the rulemaking process, see the

"Comments" heading of the **SUPPLEMENTARY INFORMATION** section of this document.

Docket: For access to the docket to read background documents or comments received, go to <http://www.fda.gov/dockets/ecomments> and/or the Division of Dockets Management, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

FOR FURTHER INFORMATION CONTACT: May D. Nelson, Center for Food Safety and Applied Nutrition (HFS-24), Food and Drug Administration, 5100 Paint Branch Pkwy., College Park, MD 20740, 301-436-1722.

SUPPLEMENTARY INFORMATION: FDA issued this rule as an IFR, with an opportunity for public comment for 75 days. Moreover, to ensure that those that comment on this IFR would have had the benefit of actual experience with the systems, timeframes, and data elements, FDA reopened the comment period for an additional 30 days on April 14, 2004 (to close on May 14, 2004). On April 29, 2004, FDA received a request from the Government of Canada to extend the comment period for an additional 60 days (Comment EXT1, 2002N-0278) (69 FR 19763). According to the Canadian government, the 30-day comment period does not allow Canada to consult adequately with its stakeholders and formally explore with FDA effective alternatives in response to FDA's request for comments. Additionally, Canada states it is concerned that its industry is not yet fully aware of the prior notice IFR's impact since during the initial period of implementation feedback to affected industries from FDA and Customs and Border Protection concerning noncompliance was minimal. The Government of Canada submitted this request with the understanding that such an extension would not interfere with the issuance of the prior notice final rule, which FDA plans to publish in March 2005. FDA intends to publish a final rule in an expeditious manner while carefully considering the comments we receive.

Comments

In response to the request from the Government of Canada, we are extending the comment period an additional 60 days to close on July 13, 2004. Accordingly, we are seeking comments on all aspects of the prior notice IFR, including the specific questions we posed in the previous notice to reopen the comment period (see 69 FR 19763 at 19764), and the "Joint Food and Drug Administration-Customs Border Protection Plan for Increasing Integration and Assessing the